

Daily Digest

HIGHLIGHTS

Senate agreed to H. Con. Res. 360, Adjournment Resolution.

Senate

Chamber Action

Routine Proceedings, pages S2193–S2310

Measures Introduced: Twenty-six bills and two resolutions were introduced, as follows: S. 2040–2065, and S. Res. 230–231. **Pages S2260–61**

Measures Reported:

H.R. 1748, to designate the facility of the United States Postal Service located at 805 Glen Burnie Road in Richmond, Virginia, as the “Tom Bliley Post Office Building”.

H.R. 1749, to designate the facility of the United States Postal Service located at 685 Turnberry Road in Newport News, Virginia, as the “Herbert H. Bateman Post Office Building”.

H.R. 2577, to designate the facility of the United States Postal Service located at 310 South State Street in St. Ignace, Michigan, as the “Bob Davis Post Office Building”.

H.R. 2876, to designate the facility of the United States Postal Service located in Harlem, Montana, as the “Francis Bardanouve United States Post Office Building”.

H.R. 2910, to designate the facility of the United States Postal Service located at 3131 South Crater Road in Petersburg, Virginia, as the “Norman Sisk Post Office Building”.

H.R. 3072, to designate the facility of the United States Postal Service located at 125 Main Street in Forest City, North Carolina, as the “Vernon Tarlton Post Office Building”.

H.R. 3379, to designate the facility of the United States Postal Service located at 375 Carlls Path in Deer Park, New York, as the “Raymond M. Downey Post Office Building”.

H. Con. Res. 339, expressing the sense of the Congress regarding the Bureau of the Census on the 100th anniversary of its establishment.

S. 1222, to redesignate the facility of the United States Postal Service located at 89 River Street in

Hoboken, New Jersey, as the “Frank Sinatra Post Office Building”. **Pages S2259–60**

Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 360, providing for an adjournment of the House of Representatives and a recess or adjournment of the Senate. **Pages S2219–20**

Indian Lands: Senate passed H.R. 3985, to amend the Act entitled “An Act to authorize the leasing of restricted Indian lands for public, religious, educational, recreational, residential, business, and other purposes requiring the grant of long-term leases”, approved August 9, 1955, to provide for binding arbitration clauses in leases and contracts related to reservation lands of the Gila River Indian Community, clearing the measure for the President. **Page S2307**

Relative to the Death of Herman Talmadge: Senate agreed to S. Res. 231, relative to the death of the Honorable Herman E. Talmadge, formerly a Senator from the State of Georgia. **Pages S2307–08**

Energy Policy Act: Senate continued consideration of S. 517, to authorize funding for the Department of Energy to enhance its mission areas through technology transfer and partnerships for fiscal years 2002 through 2006, taking action on the following amendments proposed thereto:

Pages S2194–S2219, S2221–22, S2223–29, S2231–39

Adopted:

By 97 yeas to 1 nay (Vote No. 56), Reid (for Daschle/Leahy) Amendment No. 3040 (to Amendment No. 2917), to express the sense of the Senate on the fair treatment of Presidential judicial nominees. **Pages S2199–S2219**

Craig Amendment No. 3049 (to Amendment No. 3016), to clarify the definition of biomass.

Pages S2221–22

Collins/Snowe Amendment No. 3058 (to Amendment No. 3016), to clarify the definition of “repowering or cofiring increment.” **Pages S2233–34**

Bingaman Amendment No. 3016 (to Amendment No. 2917), to clarify the provisions relating to the Renewable Portfolio Standard. **Page S2194**

Bingaman Amendment No. 3059 (to Amendment No. 2917), to authorize rural and remote community electrification grants. **Pages S2234–35**

Bingaman Amendment No. 3060 (to Amendment No. 2917), to strike section 264 with respect to rural construction grants. **Pages S2234–35**

Bingaman Amendment No. 3061 (to Amendment No. 2917), to permit the Department of Energy to transfer uranium-bearing materials to uranium mills for recycling. **Pages S2234–35**

Bingaman (for Cantwell) Amendment No. 3062 (to Amendment No. 2917), to define the term “traffic signal module”. **Pages S2234–35**

Bingaman (for Cantwell) Amendment No. 3063 (to Amendment No. 2917), to provide test procedures for traffic lights. **Pages S2234–35**

Bingaman (for Cantwell) Amendment No. 3064 (to Amendment No. 2917), to establish an efficiency standard for traffic lights. **Pages S2234–35**

Bingaman (for Cantwell) Amendment No. 3065 (to Amendment No. 2917), to clarify those entities eligible to participate in the Renewable Energy Production Incentive program. **Pages S2234–35**

Murkowski (for Inhofe) Amendment No. 3066 (to Amendment No. 2917), to insert provisions relating to electric energy. **Pages S2234–35**

Bingaman (for Bayh) Amendment No. 3067 (to Amendment No. 2917), to include geothermal heat pump efficiency among the technologies to be reviewed under section 1701 of the bill. **Pages S2234–35**

Bingaman (for Akaka) Amendment No. 3068 (to Amendment No. 2917), to provide for the updating of insular area renewable energy and energy efficiency plans. **Pages S2234–35**

Bingaman/Murkowski Amendment No. 3069 (to Amendment No. 2917), to provide for access to the Alaska natural gas transportation project. **Pages S2234–35**

Lincoln Modified Amendment No. 3023 (to Amendment No. 2917), to expand the eligibility to receive biodiesel credits and to require the Secretary of Energy to conduct a study on alternative fueled vehicles and alternative fuels. **Pages S2194, S2235–36**

Wyden Amendment No. 3041, to provide additional flexibility to covered fleets and persons under title V of the Energy Policy Act of 1992. **Pages S2198–99**

Rejected:

By 40 yeas to 58 nays (Vote No. 55), Kyl Amendment No. 3038 (to Amendment No. 3016), to provide for appropriate State regulatory authority with respect to renewable sources of electricity. **Pages S2194–95**

By 47 yeas to 51 nays (Vote No. 57), Lott Amendment No. 3033 (to Amendment No. 2917), to provide for the fair treatment of Presidential judicial nominees. **Pages S2194, S2199–S2219**

By 39 yeas to 57 nays (Vote No. 58), Murkowski Amendment No. 3052 (to Amendment No. 3016), to protect State portfolio requirements. **Pages S2225–29**

By 37 yeas to 58 nays (Vote No. 59), Kyl Amendment No. 3057 (to Amendment No. 3016), to allow the Governor of a State the ability to waive certain provisions of the Federal mandate, if the provisions would adversely effect retail electric customers of the State, with respect to the application of the Federal renewable portfolio standard. **Pages S2231–33**

Pending:

Daschle/Bingaman Further Modified Amendment No. 2917, in the nature of a substitute. **Pages S2194–S2219, S2221–22, S2223–29, S2231–39**

Feinstein Modified Amendment No. 2989 (to Amendment No. 2917), to provide regulatory oversight over energy trading markets and metals trading markets. **Page S2194**

Kerry/McCain Amendment No. 2999 (to Amendment No. 2917), to provide for increased average fuel economy standards for passenger automobiles and light trucks. **Page S2194**

Dayton/Grassley Amendment No. 3008 (to Amendment No. 2917), to require that Federal agencies use ethanol-blended gasoline and biodiesel-blended diesel fuel in areas in which ethanol-blended gasoline and biodiesel-blended diesel fuel are available. **Page S294**

Lott Amendment No. 3028 (to Amendment No. 2917), to provide for the fair treatment of Presidential judicial nominees. **Page S2194**

Landrieu/Kyl Amendment No. 3050 (to Amendment No. 2917), to increase the transfer capability of electric energy transmission systems through participant-funded investment. **Pages S2224–25**

Graham Amendment No. 3070 (to Amendment No. 2917), to clarify the provisions relating to the Renewable Portfolio Standard. **Page S2236**

During consideration of this measure today, Senate also took the following action:

By unanimous-consent, Lott Amendment No. 3033 (listed above) was considered a first-degree amendment. **Page S2195**

By unanimous-consent, Senate vitiated the March 12, 2002 adoption of Murkowski/Daschle Amendment No. 2996 (to Amendment No. 2917), to provide for rural and remote community development block grants. **Page S2234**

A unanimous-consent agreement was reached providing that Graham Amendment No. 3070 (listed

above) be in order notwithstanding the adoption of Bingaman Amendment No. 3016 (listed above).

Page S2308

Committee Authority: A unanimous-consent agreement was reached providing that on Friday, March 22, 2002, the Committee on the Budget have until 4 p.m., to report the budget resolution, notwithstanding an adjournment of the Senate. **Page S2308**

Nominations Confirmed: Senate confirmed the following nominations:

Joseph E. Schmitz, of Maryland, to be Inspector General, Department of Defense.

8 Air Force nominations in the rank of general.

26 Army nominations in the rank of general.

2 Coast Guard nominations in the rank of admiral.

2 Navy nominations in the rank of general.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy. **Pages S2306–07, S2309–10**

Nominations Received: Senate received the following nominations:

Kenneth Y. Tomlinson, of Virginia, to be a Member of the Broadcasting Board of Governors for a term expiring August 13, 2004.

Kenneth Y. Tomlinson, of Virginia, to be Chairman of the Broadcasting Board of Governors.

Michael D. Brown, of Colorado, to be Deputy Director of the Federal Emergency Management Agency.

Robert Davila, of New York, to be a Member of the National Council On Disability for a term expiring September 17, 2003.

Lex Frieden, of Texas, to be a Member of the National Council On Disability for a term expiring September 17, 2004.

Young Woo Kang, of Indiana, to be a Member of the National Council On Disability for a term expiring September 17, 2003.

Kathleen Martinez, of California, to be a Member of the National Council On Disability for a term expiring September 17, 2003.

Carol Hughes Novak, of Georgia, to be a Member of the National Council On Disability for a term expiring September 17, 2004.

Patricia Pound, of Texas, to be a Member of the National Council On Disability for a term expiring September 17, 2002.

Carmel Borders, of Kentucky, to be a Member of the National Institute for Literacy Advisory Board for a term of three years. (New Position)

Douglas Carnine, of Oregon, to be a Member of the National Institute for Literacy Advisory Board for a term of three years. (New Position)

Blanca E. Enriquez, of Texas, to be a Member of the National Institute for Literacy Advisory Board for a term of three years. (New Position)

William T. Hiller, of Ohio, to be a Member of the National Institute for Literacy Advisory Board for a term of one year. (New Position)

Robin Morris, of Georgia, to be a Member of the National Institute for Literacy Advisory Board for a term of one year. (New Position)

Juan R. Olivarez, of Michigan, to be a Member of the National Institute for Literacy Advisory Board for a term of one year. (New Position)

Jean Osborn, of Illinois, to be a Member of the National Institute for Literacy Advisory Board for a term of two years. (New Position)

Kathleen P. Utgoff, of Virginia, to be Commissioner of Labor Statistics, United States Department of Labor for a term of four years.

Morrison C. England, Jr., of California, to be United States District Judge for the Eastern District of California.

Amy J. St. Eve, of Illinois, to be United States District Judge for the Northern District of Illinois.

Henry E. Autrey, of Missouri, to be United States District Judge for the Eastern District of Missouri.

Richard E. Dorr, of Missouri, to be United States District Judge for the Western District of Missouri.

David S. Cercone, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Timothy J. Savage, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Ronald Henderson, of Missouri, to be United States Marshal for the Eastern District of Missouri for the term of four years.

Bruce E. Kasold, of Virginia, to be a Judge of the United States Court of Appeals for Veterans Claims for the term of thirteen years. (New Position)

39 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

5 Navy nominations in the rank of admiral.

Routine lists in the Army, Navy. **Pages S2308–09**

Messages From the House: **Page S2259**

Measures Referred: **Page S2259**

Measures Placed on Calendar: **Page S2259**

Executive Reports of Committees: **Page S2260**

Additional Cosponsors: **Pages S2261–62**

Statements on Introduced Bills/Resolutions: **Pages S2262–89**

Additional Statements: **Pages S2254–59**

Amendments Submitted: **Pages S2289–S2305**

Authority for Committees to Meet: **Pages S2305–06**

Record Votes: Five record votes were taken today. (Total—59) **Pages S2195, S2219, S2229, S2233**

Adjournment: Senate met at 9:45 a.m., and adjourned at 8:24 p.m., until 10 a.m., on Friday, March 22, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S2308).

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—D.C. COURTS

Committee on Appropriations: Subcommittee on District of Columbia concluded hearings on proposed budget estimates for fiscal year 2003, after receiving testimony in behalf of funds for their respective activities from Jasper Ormond, Interim Director, Court Services and Offender Supervision Agency, Cynthia E. Jones, Director, Public Defender Service, Rufus G. King III, Chief Judge, Superior Court, and Annice M. Wagner, Chair, Joint Committee on Judicial Administration, all of the District of Columbia.

APPROPRIATIONS—NIH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings to examine proposed budget estimates for fiscal year 2003 for the National Institutes of Health of the Department of Health and Human Services, after receiving testimony from Ruth L. Kirschstein, Acting Director, National Institutes of Health, Department of Health and Human Services.

CARGO TRANSPORTATION SECURITY

Committee on Appropriations: Subcommittee on Transportation concluded hearings to examine how the Department of Transportation will work with state and local authorities in order to face security challenges presented by transportation of cargo by air, sea, and land, after receiving testimony from John Magaw, Under Secretary for Security, RAdm. Paul J. Pluta, USCG, Assistant Commandant for Marine Safety and Environmental Protection, Joseph Clapp, Administrator, Federal Motor Carrier Safety Administration, Allan Rutter, Administrator, Federal Railroad Administration, Ellen G. Engleman, Administrator, Research and Special Programs Administration, and Cpt. Christopher McMahon, Special Assistant to the Secretary of Transportation, on behalf of the Maritime Administration, all of the Department of Transportation.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness and Management Support concluded open and

closed hearings on proposed legislation authorizing funds for fiscal year 2003 for the Department of Defense, focusing on U.S. Armed Forces readiness for all assigned missions, after receiving testimony from Paul W. Mayberry, Deputy Under Secretary of Defense for Readiness; Lt. Gen. Gregory S. Newbold, USMC, Director of Operations (J-3), Joint chiefs of Staff; Lt. Gen. David D. McKiernan, USA, Deputy Chief of Staff, G3, Operations and Plans, United States Army; Lt. Gen. Emil R. Bedard, USMC, Deputy Commandant for Plans, Policy, and Operations, Headquarters, United States Marine Corps; Lt. Gen. Charles F. Wald, USAF, Deputy Chief of Staff for Air and Space Operations, Headquarters, United States Air Force; and RAdm. Joseph J. Krol, Jr., USN, Director, Navy Plans, Policy, and Operations, Chief of Naval Operations.

ACCOUNTING AND INVESTOR PROTECTION

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings to examine accounting and investor protection issues raised by the fall of the Enron Corporation and by other public companies, focusing on oversight and regulation of the accounting profession, and the potential need for a more responsive federal securities law, receiving testimony from Harvey L. Pitt, Chairman, Securities and Exchange Commission.

BUSINESS MEETING

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution, setting forth the fiscal years 2003–2012 budget for the Federal Government.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Robert Watson Cobb, of Maryland, to be Inspector General, National Aeronautics and Space Administration, Vice Adm. Thomas H. Collins, to be Commandant, United States Coast Guard, Department of Transportation, James R. Mahoney, of Virginia, to be Assistant Secretary of Commerce for Oceans and Atmosphere, and certain nominations for promotion in the United States Coast Guard.

CHICAGO AIRPORT CAPACITY

Committee on Commerce, Science, and Transportation: Committee concluded hearings to examine airport capacity expansion plans in the Chicago area, focusing on runway construction, and the reduction of aircraft noise, after receiving testimony from Senators Bayh, Durbin, and Grassley; Representatives Hyde, Kirk, Manzullo, and Visclosky; Woodie Woodward,